



Storage Tank Division

## Report on Substandard Underground Storage Tanks

March 14, 2001

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The September 30, 1999, report on the 1998 substandard USTs enforcement initiative identified 1,321 facilities that had red tagged substandard USTs. Owners/operators of these USTs had until December 22, 1999, to either upgrade the UST or properly close the UST (removal or fill with inert material). This report provides an update on the progress made in obtaining compliance at the red tagged facilities.

### **Statistics of red tagged substandard USTs:**

DATE	RED TAGGED		Substandard USTs as a Percent of Baseline (September 1999)
	USTs	FACILITIES	
September 30, 1999	2,951	1,327	-
January 4, 2000	1,041	434	35%
January 2, 2001	287	155	10%

### **Enforcement Actions:**

STD Procedure STD-26 outlines the Enforcement Policy adopted by the STD to compel owners/operators who failed to upgrade or close the substandard USTs by December 22, 1999. The policy was to refer cases to the Office of Criminal Investigations (OCI). The 128 referrals to date were phased so as not to overwhelm the resources of the OCI and county prosecutors. The status, of the referrals, is:

- 54 facilities referred to OCI
- successful prosecutions conducted at 3 facilities.
- 8 warrants were issued
- substandard USTs were removed at 29 facilities
- 23 prosecutions still pending with OCI or the prosecutor's office
- 74 facilities in process of referral

### **State Funded Actions**

307 facilities have been proposed for state funding for closure of the substandard USTs.